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Attorney for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
CALIFORNIA,)

NO.: CR 3-06-70252 JL

Plaintiff,
vs.)

**STIPULATION RE: CONTINUANCE
AND EXCLUDABLE TIME UNDER
18 U.S.C. §3161 AND ORDER
AS MODIFIED**

TEDDY CARL FREIJ,)

Date: October 27, 2006
Time: 9:00 a.m.

Defendant.)

Hon. James Larson

Teddy Carl Freij, through his undersigned counsel, and the United States, through its counsel, David C. Hall, hereby agree as follows:

The parties jointly request that this matter be continued from October 27, 2006 to November 13, 2006, at 9:00 a.m., or the Court's next available and convenient date thereafter for preliminary hearing or arraignment.

In the past weeks, Mr. Freij has delivered to counsel certain materials which are expected to influence the Government's prosecutorial intentions in this matter. It is felt by all parties that the additional time requested will serve the interests of judicial economy.

Mr. Freij does not object to a finding that time be excluded between October 27, 2006 to, and including the date requested above. Thus, the parties respectfully request that the Court exclude time as above by making a finding that the failure to grant the instant continuance would

1 result in a miscarriage of justice pursuant to 18 U.S.C. §3161(h)(8)(B)(I).

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4 Dated: October 20, 2006

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6 JAMES PHILIP VAUGHNS
Attorney for Defendant
TEDDY CARL FREIJ

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9 Dated: October 26, 2006

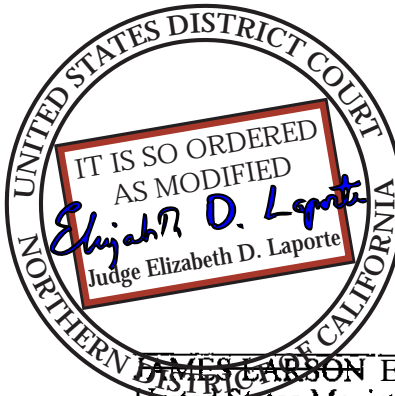
10 DAVID C. HALL
Assistant U.S. Attorney
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ORDER

Based on the foregoing, the Court hereby finds that the interests of justice will be served by continuing this matter. Additionally, it is necessary for effective preparation of counsel.

Based on this finding, IT IS HEREBY ORDERED that this matter is continued until 9:30am November 13, 2006, at 9:00 a.m. for preliminary hearing or arraignment. Time is excluded, for the reasons noted by the parties and set forth above, between October 27, 2006 to, and including, November 13, 2006, pursuant to 18 U.S.C. §3161(h)(8)(B)(I).

DATED: October 27, 2006



JAMES E. CARSON ELIZABETH D. LAPORTE
United States Magistrate Judge